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Co-Lead Counsel for Plaintiffs

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

EVELYN SABBAG, Derivatively on Behalf of  
AKEENA SOLAR, INC.,

Plaintiff,

v.

BARRY CINNAMON, GARY EFFREN,  
EDWARD ROFFMAN, JON WITKIN, GEORGE  
LAURO, and DAVID WALLACE,

Defendants,

-and-

AKEENA SOLAR, INC., a Delaware corporation,

Nominal Defendant.

Lead Case No.: 10-cv-002735-MMC

STIPULATION AND [~~PROPOSED~~]  
ORDER CONTINUING CASE  
MANAGEMENT CONFERENCE

1 WHEREAS, on August 25, 2010, the Court entered an order consolidating five related  
2 derivative actions filed on behalf of Akeena Solar, Inc.;

3 WHEREAS, on September 10, 2010, plaintiffs filed a Verified Consolidated Shareholder  
4 Derivative Complaint;

5 WHEREAS, on October 7, 2010, the Court entered an order appointing Robbins Umeda  
6 LLP and Glancy Binkow & Goldberg LLP as co-lead counsel for plaintiffs;

7 WHEREAS, on December 10, 2010, the Court entered an order dismissing plaintiffs'  
8 Section 14(a) claim, and staying the remainder of the action;

9 WHEREAS, on July 15, 2011, defendants filed a Notice of and Motion for Substitution  
10 of Counsel;

11 WHEREAS, on July 28, 2011, the Court entered an order granting defendants' Motion  
12 for Substitution of Counsel;

13 WHEREAS, on August 4, 2011, the Court entered an order continuing the Case  
14 Management Conference in this action to September 9, 2011, at 10:30 a.m.;

15 WHEREAS, on September 7, 2011, the Court entered an order continuing the Case  
16 Management Conference in this action to October 14, 2011, at 10:30 a.m.;

17 WHEREAS, on October 11, 2011, the Court entered an order continuing the Case  
18 Management Conference in this action to December 16, 2011, at 10:30 a.m.; and

19 WHEREAS, the parties believe they would benefit from additional time for the purpose  
20 of facilitating a final resolution of this matter and to prepare and complete documentation  
21 pursuant thereto.

22 THEREFORE, IT IS HEREBY STIPULATED AND REQUESTED by the parties, by  
23 and through their attorneys of record, that the Case Management Conference presently set for  
24 December 16, 2011, at 10:30 a.m. shall be continued to March 16, 2012, at 10:30 a.m., or as  
25 soon thereafter as is convenient for the Court.

1 DATED: December 6, 2011

ROBBINS UMEDA LLP  
BRIAN J. ROBBINS  
GEORGE C. AGUILAR  
ASHLEY R. PALMER

3 *s/ George C. Aguilar*  
4 \_\_\_\_\_  
5 GEORGE C. AGUILAR

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17 *Co-Lead Counsel for Plaintiffs*

18 DATED: December 6, 2011

MORRISON & FOERSTER LLP  
JORDAN ETH  
JUDSON E. LOBDELL  
CRYSTAL MCKELLAR

20 *s/ Crystal McKellar*  
21 \_\_\_\_\_  
22 CRYSTAL MCKELLAR

23 425 Market Street  
24 San Francisco, CA 94105  
25 Telephone: (415) 268-7000  
26 Facsimile: (415) 268-7522

27 E-filing attestation: I, George C. Aguilar, am the ECF User whose ID and password are  
28 being used to file this Stipulation and [Proposed] Order Continuing Case Management  
Conference. In compliance with General Order 45, X.B., I hereby attest that Crystal McKellar  
has concurred in this filing.

Dated: December 6, 2011


*s/ George C. Aguilar*  
\_\_\_\_\_  
GEORGE C. AGUILAR

\*\*\*ORDER\*\*\*

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

The Case Management Conference, currently set for December 16, 2011, at 10:30 a.m., is hereby continued to March 16, 2012, at 10:30 a.m. Any further request for a continuance shall be supported by a more detailed showing as to the progress the parties have made toward resolving the matter.

Dated: December 8, 2011

  
\_\_\_\_\_  
HONORABLE MAXINE M. CHESNEY  
UNITED STATES DISTRICT JUDGE

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